

**IN THE COMMON PLEAS COURT OF FRANKLIN COUNTY, OHIO  
CIVIL DIVISION**

**William A. Martin  
918 Studer Ave.  
Columbus, Ohio 43206**

	:	Case No.
<b>Plaintiff</b>	:	
<b>vs</b>	:	Judge
	:	
	:	
<b>Loews Home Centers, LLC. 3616 E. Broad St. Columbus, Ohio 43213</b>	:	

**Defendant**

**COMPLAINT**

Now comes the Plaintiff, by and through Counsel James E. L. Watson and for his complaint against the Defendant, allege and states as follows:

**FIRST CAUSE OF ACTION**

Plaintiff, William A. Martin was, at all times a relevant, resident of Franklin County , Ohio, whose last known residence was, 918 Studer Ave., Columbus, Oh. 43206. Defendant, Loews Home Centers LLC. was, at all times a relevant, registered LLC. in the State of Ohio, whose last known business address was 3616 E. Broad St., Columbus, Ohio 43213.

- 1) Plaintiff, William A. Martin was driving his vehicle when he was struck by the operator of a Loews freight liner conventional 6X2 truck, Osvaldo Luis Riveria Mangual.
- 2) The Defendant negligently caused the collision, by not paying attention to the other traffic, heading northbound on Lockbourne Rd. as he attempted to turn right onto E. Whittier St.
- 3) The Plaintiff was behind the Defendant in the proper turning lane also attempting to turn right

- 4) The defendant made a wide right turn since he was driving a large freight liner conventional 6X2 truck. Plaintiff then made the right turn inside of Defendant and both vehicles struck each other during the turn
- 5) That all the events hereinafter stated occurred in Franklin County, Ohio on or about 01/29/2018.
- 6) That immediately prior to and at the same time of the occurrence to be hereinafter described, the Plaintiffs were in the exercise of ordinary care for their own safety and the safety of others, and for the safety of his property and for that of others.
- 7) That the Defendant's Loews Home Centers LLC. and Osvaldo Luis Rivera Mangual did negligently and violently strike William A. Martin in his automobile.
- 8) That as a direct and proximate result of said neglect by the Defendant's Loews Home Centers LLC. and Osvaldo Luis Rivera Mangual, Plaintiff, William A. Martin suffered severe injuries.

#### **SECOND CAUSE OF ACTION**

- 9) Plaintiff's incorporate by reference each and every prior subsequent allegation of this complaint as fully restated herein. That by reason of the aforementioned injuries, the Plaintiff was hindered from attending to his usual affairs. The Plaintiff was compelled to expend and/or become liable for great sums of money for hospital and medical services, extensive rehabilitation care and attention in trying to seek treatment for Plaintiff William A. Martin's injuries.

**Wherefore**, Plaintiff William A. Martin, prays for judgment in his favor and against the Defendant's in excess of \$25,000.00 plus interest as follows:

- A. As compensation for pain, suffering, disability, and diminished ability to apply themselves to productive and recreational activities as the Court and jury shall find to be compensatory;
- B. As reimbursement for medical expenses and other out of pocket expenses, such as sums as the Court and Jury shall

find to be compensatory;

- C. Plaintiff's cost of suit
- D. Any other and further relief that the Court deems appropriate.

**DEMAND FOR JURY TRIAL**

Plaintiff's demands a jury of eight(8) to hear all issues in this matter.

Respectfully Submitted,

/s/ James E. L. Watson

James E. L. Watson, Esq. (0039585)

Counsel for the Plaintiff

1247 S. High St. Columbus, Ohio 43206

614.443.1221 Phone

614.443.0034 Fax

MARYELLEN O'SHAUGHNESSY

FRANKLIN COUNTY CLERK OF COURTS  
GENERAL DIVISION, COURT OF COMMON PLEAS

DAN HAWKINS

CASE TITLE: WILLIAM MARTIN -VS- LOEWS HOME CENTERS LLC      CASE NUMBER: 19CV003412

CLERK'S ORIGINAL CASE SCHEDULE

	LATEST TIME OF OCCURRENCE
TRIAL ASSIGNMENT	05/11/20 0900AM
CASE FILED	04/24/19
INITIAL STATUS CONFERENCE	*****
INITIAL JOINT DISCLOSURE OF ALL WITNESSES	09/11/19
SUPPLEMENTAL JOINT DISCLOSURE OF ALL WITNESSES	11/06/19
DISPOSITIVE MOTIONS	01/29/20
DISCOVERY CUT-OFF	02/12/20
DECISIONS ON MOTIONS	03/25/20
FINAL PRE-TRIAL CONFERENCE/ORDER (OR BOTH)	04/14/20 0900AM

MARYELLEN O'SHAUGHNESSY

FRANKLIN COUNTY CLERK OF COURTS  
GENERAL DIVISION, COURT OF COMMON PLEAS

CASE TITLE: WILLIAM MARTIN -VS- LOEWS HOME CENTERS LLC      CASE NUMBER: 19CV003412

TO THE CLERK OF COURTS, YOU ARE INSTRUCTED TO MAKE:  
CERTIFIED MAIL

DOCUMENTS TO BE SERVED:  
COMPLAINT

PROPOSED DOCUMENTS TO BE SERVED:

UPON:  
LOEWS HOME CENTERS LLC  
3616 E BROAD ST  
COLUMBUS, OH 43213

JUVENILE CITATIONS ONLY:

HEARING TYPE:

       Date already scheduled at : Courtroom:

Electronically Requested by: JAMES EDWARD, LOUIS WATSON  
Attorney for:

E3034 - Z98

MARYELLEN O'SHAUGHNESSY  
CLERK OF THE FRANKLIN COUNTY COMMON PLEAS COURT, COLUMBUS, OHIO 43215  
CIVIL DIVISION

WILLIAM MARTIN  
918 STUDER AVE  
COLUMBUS, OH 43206,

PLAINTIFF,  
VS.  
LOEWS HOME CENTERS LLC  
3616 E BROAD ST  
COLUMBUS, OH 43213,

DEFENDANT.

\*\*\*\*\* SUMMONS \*\*\*\*\*

04/24

CLERK OF COURTS  
2019 APR 26 PM 12:46  
FILED  
COMMON PLEAS COURT  
FRANKLIN CO., OHIO

TO THE FOLLOWING NAMED DEFENDANT:

LOEWS HOME CENTERS LLC  
3616 E BROAD ST  
COLUMBUS, OH 43213

YOU HAVE BEEN NAMED DEFENDANT IN A COMPLAINT FILED IN FRANKLIN COUNTY  
COURT OF COMMON PLEAS, FRANKLIN COUNTY HALL OF JUSTICE, COLUMBUS, OHIO,  
BY: WILLIAM MARTIN  
918 STUDER AVE  
COLUMBUS, OH 43206,

PLAINTIFF(S).

A COPY OF THE COMPLAINT IS ATTACHED HERETO. THE NAME AND ADDRESS OF  
THE PLAINTIFF'S ATTORNEY IS:

JAMES WATSON  
ATTORNEY AT LAW  
1247 S HIGH STREET  
COLUMBUS, OH 43206

YOU ARE HEREBY SUMMONED AND REQUIRED TO SERVE UPON THE PLAINTIFF'S  
ATTORNEY, OR UPON THE PLAINTIFF, IF HE HAS NO ATTORNEY OF RECORD, A COPY  
OF AN ANSWER TO THE COMPLAINT WITHIN TWENTY-EIGHT DAYS AFTER THE SERVICE  
OF THIS SUMMONS ON YOU, EXCLUSIVE OF THE DAY OF SERVICE. YOUR ANSWER  
MUST BE FILED WITH THE COURT WITHIN THREE DAYS AFTER THE SERVICE OF A  
COPY OF THE ANSWER ON THE PLAINTIFF'S ATTORNEY.

IF YOU FAIL TO APPEAR AND DEFEND, JUDGMENT BY DEFAULT WILL BE RENDERED  
AGAINST YOU FOR THE RELIEF DEMANDED IN THE COMPLAINT.

MARYELLEN O'SHAUGHNESSY  
CLERK OF THE COMMON PLEAS  
FRANKLIN COUNTY, OHIO

BY: SUZIE HORLOCKER, DEPUTY CLERK

(CIV370-S03)

E3035 - B72

FROM

MARYELLEN O'SHAUGHNESSY  
FRANKLIN COUNTY CLERK OF COURTS  
373 SOUTH HIGH STREET  
COLUMBUS, OHIO 43215-4579

C E R T I F I E D  
M A I L  
R E C E I P T .

04/26/19

CLERK OF COURTS

FILED  
COMMON PLEAS COURT  
FRANKLIN CO., OHIO  
2019 APR 26 PM 12:44

LOEWS HOME CENTERS LL  
3616 E BROAD ST  
COLUMBUS, OH  
43213

19CV-04-3412 C

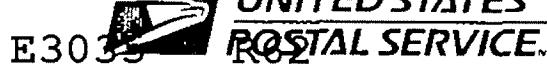
WILLIAM MARTIN  
VS  
LOEWS HOME CENTERS LL.

SERVICE ITEM: 01  
ORIGINAL SUMMONS

CERTIFIED  
NUMBER

9214890119 522805225221

CIV384



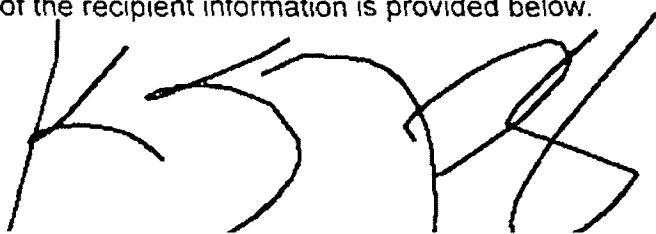
E3035

Date Produced: 04/29/2019

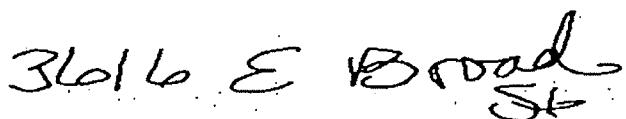
COC:

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Address of Recipient :

A handwritten street address: "3616 E Broad St".

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United States Postal Service

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FRANKLIN CO. OHIO  
19 MAY - 1 AM 9:23  
CLERK OF COURTS